

Amend **CSHB 15** (Senate committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the bill immediately following existing SECTION 20 (page 7, between lines 17 and 18), renumber subsequent SECTIONS of the bill accordingly, and revise references to existing Section 20 in the following added SECTION as necessary to ensure that those references are to existing Section 20 of the bill in the event that existing Section 20 is renumbered:

SECTION _____. HEALTH AND HUMAN SERVICES COMMISSION: APPROPRIATION FOR *FREW V. HAWKINS* SETTLEMENT. (a) In this section, "*Frew v. Hawkins*" has the meaning assigned by Section 20 of this Act.

(b) The amounts appropriated by Subsection (c) of this section are contingent on applicable approval of the settlement in *Frew v. Hawkins* by the federal judiciary and are subject to Section 20 of this Act.

(c) In addition to amounts otherwise appropriated for the state fiscal biennium ending August 31, 2009, the amount of \$706.7 million is appropriated out of the general revenue fund and the amount of \$1,073.2 million in federal funds is appropriated to the Health and Human Services Commission for the state fiscal biennium ending August 31, 2009, for the purpose of complying with the settlement in *Frew v. Hawkins*.

(2) Strike existing SECTION 7 of the bill (page 2, lines 26-33) and renumber subsequent SECTIONS accordingly.

(3) In SECTION 19 of the bill, between "out of the general revenue fund" and "to the Health and Human Services Commission" (page 5, line 17), insert "and the amount of \$165,300,000 in federal matching funds is appropriated".

(4) In existing SECTION 21 of the bill (page 7, line 35), strike "117" and substitute "245".

(5) Strike existing SECTION 22 of the bill (page 7, lines 44-55) and substitute the following appropriately numbered SECTION:

SECTION _____. DEPARTMENT OF AGING AND DISABILITY SERVICES: RESTORATION OF COMMUNITY CARE AND ICF-MR PROVIDER RATES TO FISCAL YEAR 2003 LEVELS. (a) The following amounts are appropriated to

the Department of Aging and Disability Services for the purpose of restoring provider rates to fiscal year 2003 levels in programs for home and community-based services, in programs for community living assistance and support services (CLASS), in the Texas Home Living Waiver program, and in intermediate care facilities for the mentally retarded (ICFs/MR):

(1) the amount of \$3,400,000 is appropriated out of the general revenue fund and \$5,150,000 in federal funds is appropriated for the two-year period beginning on the effective date of this Act; and

(2) the amount of \$10,800,000 is appropriated out of the general revenue fund and \$16,400,000 in federal funds is appropriated for the state fiscal biennium ending August 31, 2009.

(b) The adjustment to provider rates for services described by this section is effective January 1, 2007.

SECTION _____. DEPARTMENT OF AGING AND DISABILITY SERVICES: INCREASE HOME HEALTH PROVIDER RATES IN FISCAL YEAR 2009. The amount of \$18,000,000 is appropriated out of the general revenue fund and \$27,270,000 in federal funds is appropriated to the Department of Aging and Disability Services for the state fiscal year ending August 31, 2009, for the purpose of providing a rate increase to certain home health providers in fiscal year 2009. The Department of Aging and Disability Services may allocate these funds as appropriate among the following General Appropriations Act strategies:

- (1) Strategy A.2.1, Primary Home Care;
- (2) Strategy A.2.2, Community Attendant Services;
- (3) Strategy A.3.1, Community-based Alternatives; and
- (4) Strategy A.6.4, Promoting Independence Services.

(6) Strike existing SECTION 23 of the bill (page 7, lines 56-63) and substitute the following appropriately numbered SECTION:

SECTION _____. DEPARTMENT OF STATE HEALTH SERVICES: ANTIVIRALS FOR INFLUENZA PANDEMIC. In addition to other amounts appropriated for the state fiscal biennium ending August 31, 2009, that may be used for this purpose, the amount of \$11,000,000 is appropriated out of the general revenue fund to the Department of

State Health Services for the state fiscal biennium ending August 31, 2009, for the purpose of purchasing antiviral drugs for use in the event of an influenza pandemic.

(7) Strike existing SECTION 24 of the bill (page 7, line 64 through page 8, line 3) and substitute the following appropriately numbered SECTION:

SECTION _____. COMPTROLLER OF PUBLIC ACCOUNTS: SUPPORT FOR TAX ADMINISTRATION DUTIES AND STATEWIDE FISCAL RESPONSIBILITIES. In addition to other amounts appropriated for the state fiscal biennium ending August 31, 2007, the amount of \$4,100,000 is appropriated out of the general revenue fund to the comptroller of public accounts for the two-year period beginning on the effective date of this Act for the purpose of supporting the comptroller's tax administration duties and statewide fiscal responsibilities.

(8) In existing SECTION 30(b)(1) of the bill (page 12, line 1), strike "the amount of" and substitute "an amount not to exceed".

(9) In existing SECTION 30(b)(2) of the bill (page 12, line 7), strike "the amount of" and substitute "an amount not to exceed".

(10) In existing SECTION 32 of the bill (page 12, lines 22 and 23), strike "The unencumbered amount of" and substitute "An unencumbered amount not to exceed".

(11) In existing SECTION 34 of the bill (page 12, line 41), strike "\$463,973,206" and substitute "\$472,818,424".

(12) In existing SECTION 12 of the bill (page 3, line 32), strike "The University of Houston" and substitute "Sam Houston State University".

(13) In existing SECTION 10 of the bill (page 3, lines 3-9), strike proposed subsection (b) and substitute:

(b) The appropriation made by Subsection (a) of this section is contingent upon the development of a suitable plan of reorganization approved by the Legislative Budget Board and the Governor or the placement of the university under conservatorship as defined by Government Code Chapter 2104.

(14) In existing SECTION 25 of the bill on page 8, line 12 insert "The agency shall seek to recover all expenses from the scrap value and or the owner of the structure" after the period.

(15) In existing SECTION 21 of the bill on line 28 of page 7

strike "\$1,502,423" and substitute "\$1,952,114".

(16) In existing SECTION 21 of the bill on line 30 of page 7 strike "\$2,214,557" and substitute "\$3,383,451".

(17) In existing SECTION 21 of the bill on line 40 of page 7 strike "\$2,033,837" and substitute "\$2,555,837".

(18) In existing SECTION 29 of the bill strike subsection (n) (page 11, line 10 through line 54) of the bill and substitute the following:

(n) The following amounts are appropriated for the state fiscal biennium ending August 31, 2009, to the following agencies for the purpose of making payments for data center consolidation hardware upgrades and physical transfer of equipment:

(1) \$236,000 is appropriated out of the general revenue fund to the Railroad Commission of Texas;

(2) \$108,858 is appropriated out of the general revenue fund and an additional \$470,142 is appropriated out of general revenue dedicated accounts to the Texas Commission on Environmental Quality;

(3) \$226,919 is appropriated out of the general revenue fund, an additional \$10,522 is appropriated out of general revenue dedicated accounts, and \$1,151,559 in federal funds is appropriated to the Texas Workforce Commission;

(4) \$214,000 is appropriated out of general revenue dedicated accounts to the Parks and Wildlife Department;

(5) \$217,369 is appropriated out of the general revenue fund, and an additional \$274,631 is appropriated out of general revenue dedicated accounts to the Texas Department of Insurance;

(6) \$44,000 is appropriated out of the general revenue fund to the Texas State Library and Archives Commission;

(7) \$96,000 is appropriated out of the general revenue fund to the Secretary of State;

(8) \$371,424 is appropriated out of the general revenue fund, \$39,432 in other funds is appropriated, and \$225,144 in federal funds is appropriated to the Texas Education Agency;

(9) \$69,878 is appropriated out of the general revenue fund, \$74,732 in other funds is appropriated, and \$1,390 in federal

funds is appropriated to the Texas Higher Education Coordinating Board;

(10) \$23,000 is appropriated out of the general revenue fund to the Public Utility Commission of Texas;

(11) \$1,980 is appropriated out of the general revenue fund to the General Land Office;

(12) \$28,350 is appropriated out of the general revenue dedicated accounts, and \$16,650 in other funds is appropriated to the Department of Public Safety;

(13) \$141,000 is appropriated out of the general revenue fund to the Office of the Attorney General;

(14) \$48,000 is appropriated out of the general revenue fund to the Texas Alcoholic Beverage Commission;

(15) \$29,767 is appropriated out of the general revenue fund, an additional \$1,195 is appropriated out of general revenue dedicated accounts, and \$10,038 in other funds is appropriated to the Texas Building and Procurement Commission;

(16) \$126,582 is appropriated out of the general revenue fund to the Texas Department of Agriculture;

(17) \$13,000 is appropriated out of the general revenue fund to the Texas Department of Licensing and Regulation;

(18) \$83,000 is appropriated out of the general revenue fund to the Texas Water Development Board; and

(19) \$138,000 is appropriated out of the general revenue fund to the Texas Youth Commission.

(19) Add the following appropriately numbered SECTION to the bill immediately following existing SECTION 34 and renumber subsequent SECTIONS of the bill accordingly:

SECTION _____. DEPARTMENT OF AGING AND DISABILITY SERVICES: REDUCTION IN CERTAIN SUPPLEMENTAL APPROPRIATIONS. The appropriations made from general revenue by Section 5, Chapter 1362, Acts of the 79th Legislature, Regular Session, 2005 (House Bill 10), are reduced by the amount of \$30,000,000.

SECTION _____. PRAIRIE VIEW A&M UNIVERSITY: APPROPRIATION FOR ACADEMIC DEVELOPMENT INITIATIVE. (a) In addition to other amounts appropriated for the state fiscal biennium ending August 31, 2009, that may be used for this purpose, the following amounts

are appropriated out of the general revenue fund to Prairie View A&M University for the purpose of funding the Academic Development Initiative:

(1) 5,000,000 is appropriated for the state fiscal year ending August 31, 2008; and

(2) \$5,000,000 and any unexpended balance of the amount appropriated under Subdivision (1) of this subsection are appropriated for the state fiscal year ending August 31, 2009.

(b) The amounts appropriated by Subsection (a) of this section shall be used for:

- (1) proven academic success programs;
- (2) existing graduate programs;
- (3) undergraduate education; and
- (4) initiatives to target enrollment growth.

(c) Prairie View A&M University and Texas A&M University System shall jointly create and submit an accountability report outlining use of these funds by November 1 of each fiscal year to the Texas A&M University System Board of Regents, the Texas Higher Education Coordinating Board, the Legislative Budget Board, and the Governor. This accountability report shall set forth goals to be achieved with the Academic Development Initiative funding, establish milestones and timelines showing progress toward meeting those goals. For milestones that are not met, the report will include recommended actions to achieve the milestones or recommended changes to more efficiently meet the goals of the Academic Development Initiative.

SECTION _____. UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON: INTERRUPTIONS CAUSED BY HURRICANE RITA. (a) In addition to other amounts appropriated for the two year period beginning the effective date of this Act, that may be used for this purpose, the amount of \$13,100,000 is appropriated out of the general revenue fund to The University of Texas Medical Branch at Galveston for two year period beginning the effective date of this Act, for the purpose of reimbursing the institution for nonreimbursed losses resulting from interruptions in services and operations caused by Hurricane Rita.

(b) It is the intent of the legislature that The University

of Texas Medical Branch at Galveston use the money appropriated by Subsection (a) of this section in equal amounts in each fiscal year of the state fiscal biennium for which the money is appropriated.

SECTION _____. UNIVERSITY OF HOUSTON: FINANCIAL NEEDS OF HURRICANE KATRINA VICTIMS. In addition to other amounts appropriated for the state fiscal biennium ending August 31, 2007, the amount of \$2,550,000 is appropriated out of the general revenue fund to the University of Houston for the two-year period beginning on the effective date of this Act, for the purpose of meeting financial needs of 930 students enrolled at the university who were victims of Hurricane Katrina.

SECTION _____. TEXAS COMMISSION ON ENVIRONMENTAL QUALITY: TARRANT COUNTY WALKER BRANCH FACILITY REMEDIATION. In addition to other amounts appropriated for the state fiscal biennium ending August 31, 2007, the amount of \$1,500,000 is appropriated out of the general revenue-dedicated solid waste disposal fees account No. 5000 to the Texas Commission on Environmental Quality for the two-year period beginning on the effective date of this Act for the purpose of removing solid waste and recycling debris from the Walker Branch facility in Fort Worth.

SECTION _____. TEXAS COMMISSION ON ENVIRONMENTAL QUALITY: CONTINGENCY APPROPRIATION. Contingent on S.B. No. 1604 or similar legislation being enacted by the 80th Legislature, Regular Session, 2007, and becoming law with immediate effect, the amount of \$200,000 is appropriated, in addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2007, to the Texas Commission on Environmental Quality out of the waste management account (GR Dedicated Account No. 0549) for the two-year period beginning on the effective date of this Act for the purpose of implementing that legislation.

SECTION _____. DEPARTMENT OF STATE HEALTH SERVICES: HARRIS COUNTY PSYCHIATRIC HOSPITAL. In addition to other amounts appropriated for the state fiscal biennium ending August 31, 2009, that may be used for this purpose, the amount of \$7,000,000 is appropriated out of the general revenue fund to the Department of State Health Services for the state fiscal biennium ending August 31, 2009, for the purpose of providing for the operations of The

University of Texas Harris County Psychiatric Center.

SECTION _____. DEPARTMENT OF STATE HEALTH SERVICES: INFORMATION RESOURCES TECHNOLOGIES. (a) Notwithstanding the limitations of Chapter 1369, Acts of the 79th Legislature, Regular Session, 2005 (the General Appropriations Act), the Department of State Health Services shall transfer \$9,700,000 in general revenue funds appropriated to the department by that Act in Strategy A.3.3, Kidney Health Care, to Strategy F.2.1, Capital Items-Public Health. The department shall expend the funds transferred by this section during the state fiscal year ending August 31, 2007, on information technology projects.

(b) The capital budget authority granted for the state fiscal biennium ending August 31, 2007, to the Department of State Health Services by other law is increased by \$9,700,000 for that biennium for the acquisition of information resources technologies.

SECTION _____. PUBLIC UTILITY COMMISSION: SYSTEM BENEFIT FUND. In addition to other amounts appropriated for the two year period beginning the effective date of this Act that may be used for this purpose, the amount of \$30,000,000 is appropriated out of the system benefit fund (GR Dedicated Account No. 5100) to the Public Utility Commission for the purpose of providing for the low income discount program.

SECTION _____. HEALTH AND HUMAN SERVICES COMMISSION: COMMUNITY-BASED PREVENTION AND INTERVENTION PROGRAMS. In addition to other amounts appropriated for the two year period beginning the effective date of this Act, that may be used for this purpose, the amount of \$4,000,000 is appropriated from the general revenue fund to the Health and Human Services Commission for the purpose of providing one time facility start up funds for a settlement house in northeast Houston. The funding is contingent on Harris County providing the operating costs for the facility and on the land for the facility being donated.

SECTION _____. ANGELO STATE UNIVERSITY: UTILITIES. In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2007, the amount of \$50,000 is appropriated out of the general revenue fund to Angelo State

University for the two-year period beginning on the effective date of this Act for the purpose of making utility payments.

SECTION _____. HEALTH AND HUMAN SERVICES COMMISSION: REDUCTION IN CHILDREN'S HEALTH INSURANCE PROGRAM. The unencumbered appropriations from the general revenue fund appropriated to the Health and Human Services Commission for use during the fiscal year ending August 31, 2009, by House Bill 1, Eightieth Legislature, Regular Session, 2007, under Strategy C.1.1. for the Children's Health Insurance Program are reduced by the amount of \$15,700,000. Additionally, federal funds are reduced by an amount of \$40,400,000 under strategy C.1.1, CHIP for the fiscal year ending August 31, 2009.

SECTION _____. APPROPRIATION REDUCTION: TEXAS DEPARTMENT OF CRIMINAL JUSTICE The unencumbered appropriations from the general revenue fund appropriated to the Texas Department of Criminal Justice for use during the fiscal biennium ending August 31, 2009, by House Bill 1, Eightieth Legislature, Regular Session, 2007, under Strategy C.1.6., Institutional Operations and Maintenance, are reduced by the amount of \$27,000,000.